Passed Rly

Sectt. II-21—104,006—4-11-56.

M

Devt (1951) Department

MS SERIES.

G.O. NO. 3382

Dated 20.7.57

FOR MYSORE STATE

[Despatch Abstract.]

Mens M.L. (Bellary) - Reducing non Chinas Clay & non ore Bellary Tk Belagal Hz Sro 40 - 25 acres - Grant. 15 Sri H. Zahabalesiwarappa Sanctioned

Original in Cr. 7310+J/51

Copy of letter No.L.3840/51-2, dated 28th June, 1951 from the Joint Secretary, Board of Revenue, to the ~~Commissioner of Commercial Taxes.~~ Secretary to Govt. Devt. Dept.

Sub:- Mining- Mining Lease- Red Oxide of iron, China Clay and Iron Ore (Bellary)-Bellary Taluk- Belagal village-S.No.90-Application of Sri Y. Mahabaleswarappa- Submitted.

Abstract Dr 7549 J/51

Read:-From the Collector of Bellary Rc.8549/50-A.I, dated 16-4-51.
From the Collector of Bellary Rc.8549/50-A.I, dated 2-6-51.
From the Collector of Bellary Rc.8549/50-A.I, dated 5-6-51.

10 JUL 1951 Secretariat Development Department

Submitted to the Government. Copy submitted

In the circumstances reported by the Collector, the Board recommends that Sri Y. Mahabaleswarappa may be granted mining lease for red oxide of iron, China clay and iron ore over an extent of 225 acres and 25 acres in S.No.90 of Belagal village Bellary taluk Bellary District for a period of 20 years subject to the general conditions in sub rule(1) of Rules 41 of the Mineral Concession Rules 1947 and also to the special conditions enumerated in sub rule (2) of Rule 41 of the same rule as finalised in G.O.Ms.870 Development dated 26-2-51. The applicant holds a certificate of approval for the year 1951.

Copy of Rc.8549/50-A.I, dated 16-6-51 from the Collector of Bellary.

Sub:- Mines- Mining Lease-Red Oxide of Iron, China clay and iron ore-Bellary taluk- Belagal village-S.No.90- Application of Sri Y. Mahabaleswarappa- Proposals- Submitted.

Sri Y. Mahabaleswarappa of Bellary has applied for the grant of mining lease for 20 years to mine Red Oxide of Iron, China Clay and Iron Ore over an extent of 250 acres comprising two separate detached blocks-one lying between four peaks of the hill and the other on the top portion of the hill in one and the same S.No.90 of Belagal village of Bellary taluk. The application is in order. He has remitted the application fee of Rs.200/- and the deposit of Rs.500/- towards preliminary expenses in chalan Nos.1550/22-5-50 461/13-6-47 and 59/26-6-50 in the Bellary Sub Treasury. (Mis-g (D) (D)

S.No.90 of Belagal village of Bellary taluk is classed as "Reserve Forest" in the Revenue accounts. The District Forest Officer, Bellary recommends the grant of the mining lease to the applicant.

The renewal of the certificate of approval to the applicant for the year 1951 was already recommended to the Board in this office Rc.468 51, dated 1-4-51. Please see Board's Ref.L.484/51-1, dated 2-2-51.

In the circumstances, I recommend that the lease applied for by the applicant may be granted for a period of 20 years to mine Red Oxide or iron China Clay and Iron ore over the extent of 250 acres in S.No.90 of Belagal village of Bellary taluk subject to the general conditions mentioned in Sub Rule (I) of Rule 41 of the Mineral Concession Rules, 1949, and also to the special conditions enumerated in Sub-Rule (2) of Rule 41 of the said rules as finalised in G.O.Ms.870 Devt., department dated 26-2-51 (in respect of the lease granted to Sri K. Narayaniah). In this connection, I submit that I have called for two separate applications with separate sketches from the applicant as the two plots applied for are not contiguous and I shall submit the same immediately on their receipt from him.

1-1-51 (D) Copy submitted

The application, 3 chalans, a copy of D.F.O's report with its enclosures and a copy of the sketch showing the areas applied for, are enclosed.

M.M. (D)

/True copy/

Copy of Rc.2640/50 H.e dated 31-3-51 from the District Fo Officer Bellary to the Collector of Bellary.

Mines- Mining lease- Red Oxide of Iron- China clay and Iron ore Bellary taluk- Belagal village-S.No.90-Application Sri Y. Mahabaleswarappa -Opinion requested- Furnished.

Ref:- Your C.No. 8569/50-A.I, dated 13-10-1950.

A copy of ~~xxx~~ Hospet Range Officer's C.No.444/50, dated 24-3-51 is enclosed.

2. Grant of Mining lease is recommended.

3. Copy of the sketch sent in your above cited reference is resubmitted.

(True copy)

Copy of Rc.444/50, dated 24-3-51 from the Range Officer Hospet to the District Forest Officer, Bellary.

Mines- Mining lease- Red Oxide iron- China clay and Iron ore- Bellary Taluk- Belagal village-S.No.90 Report- Submitted.

Ref:- R.No.8549/50, dated 13-10-50.

With reference to the above, I submit that I have inspected the area applied for in Bellary R.F. on 23-3-51. The area contains a very poor tree growth consisting of caressia caraudus, Acacia latnoum and Dalbargia Variculata etc. The above species are of very stunted growth and the whole area looks like a grass land.

Hence I recommend this area to be given for the mining lease as required by the applicant.

The sketch supplied to me is herewith returned in original.

/True copy/

Copy of Bellary Collector's Rc.8549/50-A.I, dated 2-6-51.

Mines- Mining Lease- Red Oxide of Iron -China Clay and Iron ore-Bellary Taluk- Belagal village-S.No.90 Application of Sri Y. Mahabaleswarappa of Bellary- Separate applications and sketches- submitted.

Ref:- This Office Rc.8549/50-A.I, dated 16-4-51.

Ref L.L.3840/51-1, dated 22-5-51 from the Board of Revenue Madras.

In continuation of this office reference quoted above I enclose two separate applications for the two detached plots measuring 225 acres and 25 acres with separate sketches.

2. I have asked the applicant to remit a sum of Rs.100 towards the prescribed fee for the two applications in addition to the amount of Rs.700 already remitted by him and I shall submit the chalan on its receipt from him.

/True copy/

Copy of Bellary Collector's Rc.8549/50-A.I, dated 5-6-51.

Mining-Mining Lease- Red Oxide of Iron-China clay and Iron ore-Bellary Taluk- Belagal village-S.No.90 Chalan for Rs.100 application of Sri Y. Mahabaleswarappa Report- Submitted.

Ref:-Ref.L.3840/50-1, dated 22-5-51 from the Board of Revenue Madras.

This office Rc.8549/50-A.I, dated 2-6-51.

In continuation of this office reference quoted above I enclose

p.t.o

herewith a chalan for Rs.100 received from Sri Y. Mahabaleswarappa of Bellary. This is in addition to the amount of Rs.700 already credited by him towards the application fee and fees prescribed towards preliminary expenses in respect of the two detached plots applied for by him.

/True copy/

JS 10/7

~~Superintendent~~

8/7/57

52/2317

Development (J) Department.

(No 75496 J/57)

Mines - Mining lease (Bellary) - Red oxide of iron
China clay and Iron ore
Bellary taluk - Belagal village
S.No. 90 — 25-00 acres - grant to Sri Y.
Mahabaleswarappa - Sanctioned.

Read:

From the Board of Revenue Ref:. No: L.3840/57-2
dated 28.6.57

G.O. MS. NO. 3382 DATED 20-7-51

The Government sanction the grant to Sri Y Mahabaleswarappa of a mining lease for Red Oxide, China Clay & Iron ore for a period of twenty years over an extent of 25-00 acres in S.No. 90 of Belagal ~~~~~ village, Bellary taluk Bellary District subject to the conditions mentioned in sub-rule (1) of rule 41 of the Mineral Concession Rules, 1949, and also to the following conditions:

(i) the lessee shall pay rents and royalties in the Government Treasury, ~~~~~ before the 10th January of every year,

(ii) The lessee shall pay before the expiry of the lease, or its sooner determination by either party, an amount equal to the annual dead rent or such higher amount as may be fixed by the Collector of the District in his discretion, as compensation for damage to the land covered by the ~~xxxxxx~~ lease.

~~(iii) the lessee shall not fell trees if any~~ without the previous permission of the Collector and if it is found ~~that he has felled any trees without such permission he shall~~ pay the.....

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pay the value of the trees together with a compounding fee subject to a maximum of 10 times the value of the said trees.

(iii) (iv) the lessee shall not operate on the surface of any area prohibited by any authority by laying out roads, erecting buildings, machinery, etc. without the previous permission of such authority or the State Government.

(iv) (v) the lessee shall not use land for surface occupation without giving proper notice to the Collector.

(v) (vi) the lessee shall provide and shall keep at all times at or near the pit head full equipment of weighing machines of modern type to the satisfaction of the collector for weighing the minerals collected by him.

(vi) (vii) The lessee will exercise the liberties and powers hereby granted in such a manner as to offer no unnecessary or reasonably avoidable obstruction or interruption to the development and working of any minerals not included in this lease and will at all times afford to the Governor and to the holder of prospecting licences or mining leases in respect of any such minerals or any minerals within any lands adjacent to the said lands reasonable means of access and safe and convenient passage upon and across the said lands to such minerals for the purpose of getting, working developing and carrying away the same.

(vii) (viii) the lessee shall take such precautions as are necessary to secure pits and shafts by putting up wire fencing or such other protection to the satisfaction of the Collector to prevent accidents.

p.t.o.

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(viii) (ix) that on the occurence of any accident, the lessee shall report, such accident immediately to the nearest police station/the nearest ~~xxx~~ Factory Inspector and the Labour Commissioner.

(ix) ~~(x)~~ the lessee shall execute an indemnity bond to Government against the claims of third parties.

(x) ~~(xi)~~ the lessee will at the expiration or sooner determination of the said term deliver upto the Governor all mines, pits shafts, including drifts, levels, waterways, airways and other work (now existing) hereafter to be sunk or made under the said lands (except such as may have been abandoned with the sanction of the Governor or in any ordinary and fair course of working) and all (engines, machinery plant, buildings, structures and other works and conveniences ~~xxxx~~/which at the commencement of the said term were upon or under the said lands, and all) engines, machinery, plant and fixtures set up by the lessee below ground level which cannot be removed without causing injury to any mines or works under the said lands (except such of the same as may with the sanction of the Governor have become ~~xxxxxxxx~~disused) and all buildings and structures of brick or stone erected by the lessee above ground level in good repair order and condition and fit in all respects for further working of the said minerals.

(xi) ~~(xii)~~ ~~xx~~/if after the determination of the lease there shall remain in or upon the said lands any engines machinery, plant buildings structures tramways, railways and other works erections and conveniences or minerals or mineral ores or other property which the lessee is entitled to remove from the said lands the ~~xxxx~~same/shall, if not removed by the lessee within one ~~xxxx~~ calendar month after notice in writing requiring/their removal is given to the lessee by the Collector be deemed to become the property of the

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Government of Madras and may be sold and disposed of for the benefit of the Government of Madras in such manner as they shall deem fit without liability to pay any compensation or to account to the ~~lessee~~ lessee in respect thereof.

(xii) ~~(xiii)~~ In the event of the existence of a ~~state~~ state of war or of grave national emergency (of which the President of India shall be the sole judge and a notification to this effect in the Gazette of India shall be the conclusive proof) the ~~Government~~ or after notice in writing to the lessee under the hand of any Secretary to Government of his intention so to do may forthwith take possession or assume control of the works, plant and machinery and premises of the lessee at or in connection with the said mines and may pre-~~x~~empt at prices fixed by the Governor all the minerals (and all products thereof) extracted from or lying upon the said mines during such possession or control and the lessee shall conform and obey all directions given by or on behalf of the Governor regarding the use or employment of such works, plants, premises provided that a fair compensation which shall be determined by the Governor and shall be paid to the lessee for all loss or damage sustained by reasons or in consequence of the ~~exercise~~ exercise of the powers conferred by this clause; provided also that the exercise of such powers shall not determine the ~~said~~ said term hereby granted or affect the terms and provisions of these presents further than may be necessary to give effect to the provisions of this clause.

(xiii) ~~(xiv)~~ (a) the ~~licensee~~ lessee shall not enter upon or commence ~~prospecting~~ mining operations in any reserve forest situate upon the said lands without ~~thirty~~ thirty days previous notice in writing to the District Forest Officer nor without.....

nor without obtaining the written sanction of that officer nor otherwise than in accordance with such condition as that officer may in his absolute discretion prescribe.

(b) the area without the reserved forest limits must be demarcated by a declared fire line of ~~x~~ 40 ft. wide which will be cut and kept cleared by the Forest Department at the expense of the ~~xxxxxxxx~~ lessee.

(c) the ~~xxxxxxx~~ lessee must ~~xxx~~ at all times permit the Forest Department to enter upon the land for the purpose of maintaining or repairing existing boundary lines within the area and must pay the cost of such maintenance or repair ~~xx~~ as determined by the District Forest Officer.

(d) the ~~xxxxxxxx~~ lessee must take suitable precautions to prevent fires from spreading into the adjoining reserve forest from the land and if such fires accidentally occur he must render all possible assistance in putting them out.

(e) the ~~xxxxxxxx~~ lessee shall not cut any trees or growth on the area granted in excess of 20 per cent of the number of trees on the whole area under the ~~xxxxxx~~ lease without the previous permission of the D.F.O. and the value of such treets etc. shall be paid for ~~xxx~~ by the ~~xxxxxxx~~ lessee at rates to be fixed by the District Forest Officer~~s~~. He must not deface or interfere with any boundary stone or marks; if any boundary mark is accidentally damaged, he must bring ~~xx~~ the matter immediately to the notice of the Range Officer.

(xiv) (xv) The lessee should keep the stocks or beryl or any other "prescribed substance" under section 3 of the Atomic Energy Act, No.XXIX of 1948, if they occur in the property covered by the lease with a view to making them available to the Government of India.

2. The rates of ~~xxx~~ royalty, dead rent and surface .....

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surface rent shall be as follows:

Royalty:

Red Oxide of Iron & Iron ore — Sch I item (4)

(a) Used for extraction of iron - As 8/- per ton.

(b) Used for other purposes.. Re 1/- per ton.

China clay

Five percent of the sale value at the pit's mouth — Sch I item (9)

Dead Rent:

Red Oxide of Iron & Iron ore — Sch III item (2)

Rs 5/- (Rupees five only) per acre per annum

China clay — Sch III item (6)

Rs 10/- (Rupees ten only) per acre per annum.

Surface Rent: At such rate as the land Revenue and Cesses assessable on the land are paid.

3. The applicant should pay a deposit of Rs 1000/- as prescribed in rule 36 of the MC Rules before the lease is actually executed. Mapsure

4 The form of the lease deed is being drafted separately and the terms & conditions stated in the above paragraphs are subject to such further modifications, additions and alterations as may be included in the lease deed when finalised

5 The Collector of Bellary is requested to take necessary further action

Sd/ 16.7.51 Rw 16.7.51

(7.7.)I

To
The Govt of Mysore (with D)
" Collr. of Bellary
Sri Y. Balabalaswarappa
Merchant
Bruceped Estates
Bellary

[Cr. 75496-T/51]

Mines. Mining lease - Red Oxide of iron China clay and Iron ore - (Bellary) Bellary taluk - Belagal village - Sno. 90 - Extent 25 acres. Application of Sri Y. Mahabaleswarappa

plcf

From the Dy Insp Mines lr.no. L. 3840/51-2 dt 28.6.51

Sri Y. Mahabaleswarappa applied for the grant of a mining lease for Red Oxide of iron, China clay and Iron ore over an extent of 250 acres in Sno. 90 of Belagal village in Bellary taluk of Bellary district. As the area applied for on the sketch did not form a contiguous area the applicant was asked to submit separate applications in respect of each contiguous plot. The applicant has accordingly submitted two applications in respect of the following two plots:

I Sno 90 of Belagal Vge. Bellary Tk. — 225 acres

II Sno 90 of Belagal Vge Bellary Tk. — 25 acres.

Relevant extracts relating to item I have already been taken and the file submitted to Officers. This file relates to Item II above.

The applicant has paid the sum of Rs 300/- which may be adjusted towards application fees and deposit for preliminary

expenses (i.e., Rs 200/- for application fee and Rs 100/- for deposit for preliminary expenses). The applicant holds a valid certificate of Approval for the year 1951. M.152/28457

The area applied for on lease is classed as Reserve Forest. But it has been reported that the area contains very poor tree growth and the Forest Dept have no objection to the grant of the lease. The Collector has therefore recommended the grant of the lease for a period of 20 years subject to the special conditions imposed on the lease granted to Sri K. Narayaniah in Lease 870 Dec 26.2.51. The Board has agreed with the Collector. R on p1 cf W on p3 cf X S on p1 cf (C) P on p1 cf

The special conditions proposed may be accepted if it is decided to grant the lease.

According to Rule 36 of the MC Rules, the applicant shall before the lease is issued, deposit as security a sum of Rs. 1000/- in the case of metalliferous minerals and Rs 500/- in the case of other minerals, for the due observance of the terms and conditions of the lease. In the present case the applicant has applied for a lease for Red oxide of iron, China clay and Iron ore. As Iron ore and Red oxide of iron are metalliferous minerals, a security Rule not published

12/19/7

75496

deposit of Rs 1000/- may be charged in this case. For orders

In the above circumstances it is for orders whether a mining lease will be granted for 20 yrs. subject to the conditions discussed above.

Subject to orders a draft order is submitted below for approval.

Q 16/7/51 Ru 16.7.51

Rg 17/7/51 Rug

GT DF 19/7 Hm (Law)

AS

(Order in circulation above)

Necessary entries have been made in the Regr of mining concessions. The draft order below may now issue.

Q 20/7/51 Ru 20/7/51 Rg 20/7/51

(Drafts Cons 3382 Dev & 20.7.51)

SECRETARY TO GOVERNMENT 19 JUL 1951 DEVELOPMENT DEPARTMENT

DEPUTY SECRETARY TO GOVT 19 JUL 1951 DEVELOPMENT DEPARTMENT